



Appl No. 10/807,090  
Response dated December 23, 2005  
Reply to Office Action of November 21, 2005

879.1.008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicants : Bernard H. Kear, Oleg A. Voronov  
Serial No. : 10/807,090  
Filed : March 23, 2004  
For : COMPOSITE MATERIALS CONTAINING A  
NANOSTRUCTURED CARBON BINDER PHASE  
AND HIGH PRESSURE PROCESS FOR MAKING  
THE SAME  
Examiner: : Ngoclan Thi Mai  
Group Art Unit : 1742  
Atty. Docket No. : 879.1.008

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST  
CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, ALEXANDRIA, VA 22313-1450  
ON December 23, 2005  
NAME (PRINT) Kenneth Watoy  
SIGNATURE *Kenneth Watoy*

December 23, 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Response to Restriction Requirement

Dear Sir:

This is a Response to the Office Action dated November 21, 2005, requiring Applicants "...under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted . . ." Applicants required a one month extension of time to answer the subject Office Action.

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Accordingly, enclosed herewith are a "Petition For Extension Of Time," and a check for the required \$60 fee.

In response to the Office Action dated November 21, 2005, Applicants elect species "c" for a matrix phase composed of a carbon material. Species "c" is associated with Claims 13, 14, 17, 21, 31, 34, and 36.

Additionally, Applicants elect species "i" for a composite member of particle-strengthened forms, which species is associated with Claim 17.

Note that during a telephone conversation with Examiner Mai on December 23, 2005, the undersigned confirmed that Claims 1 through 8, 15-16, 18-20, 22-28, 30, 35, and 38-50, which are considered generic by the Examiner, do not have to be included in the listing of claims readable upon the elected species "c" and "i." Applicants make the elections given above without prejudice to the non-elected claims.

If the Examiner has any further issues are requests or questions subject to the election made, the undersigned respectfully requests the Examiner to telephone him to expedite the resolution of any such remaining issues.

Respectfully submitted,



Kenneth Watov, Esq.  
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Attorney for Applicants

ADDRESS ALL CORRESPONDENCE TO:

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